



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

HALLENBECK *et al.*

Appl. No. 08/849,117

Filed: May 28, 1997

(PCT File Date: November 28, 1995)

(102(e) date: July 1, 1997)

For: **Vectors for Tissue-Specific
Replication**

Art Unit: To be assigned

Examiner: To be assigned

Atty. Docket: 1136.0020002/JAG/ARB

#5/7R

12/17/97

Information Disclosure Statement

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. A copy of each of these documents is provided.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

The Examiner's attention is directed to the following co-pending U.S. Patent Applications which are directed to related technical subject matter:

Appl. No. 08/849,120, filed May 28, 1997;
Appl. No. 08/487,992, filed June 7, 1995;
Appl. No. 08/468,814, filed June 6, 1995; and
Appl. No. 08/348,960, filed November 28, 1994.

The identification of these U.S. Patent Applications is not to be construed as a waiver of secrecy as to these applications now or upon issuance of the present application as a patent. The Examiner is respectfully requested to consider the cited applications and the art cited therein during examination.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith. It is further understood that the Examiner will consider information that had been cited or submitted to the U.S. Patent and Trademark Office in a prior application relied on under 35 U.S.C. § 120. 1138 OG 37, 38 (May 19, 1992).

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and to indicate in the official file wrapper of this patent application that the documents have been considered.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits. Therefore, no fee is required. However, the U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Anne Brown
Attorney for Applicants
Registration No. 36,463

Date: 11/19/97

1100 New York Avenue, N.W.
Suite 600
Washington, D.C. 20005-3934
(202) 371-2600

1801

1804

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

ATTORNEYS AT LAW

SUITE 600

1100 NEW YORK AVENUE, N.W.

WASHINGTON, D.C. 20005-3934

(202) 371-2600

FACSIMILE: (202) 371-2540

ROBERT GREENE STERNE
EDWARD J. KESSLER
JORGE A. GOLDSTEIN
SAMUEL L. FOX
DAVID K.S. CORNWELL
ROBERT W. ESMOND
TRACY-GENE G. DURKIN
MICHELE A. CIMBALA
MICHAEL B. RAY
ROBERT E. SOKOHL
ERIC K. STEFFE
ANDREA G. REISTER

WILLIAM C. ALLISON V
MICHAEL O. LEE
G. KEVIN TOWNSEND*
JOHN M. COVERT*
ANNE BROWN
LINDA E. ALCORN
RAZ E. FLESHNER
ROBERT C. MILLONIG
STEVEN R. LUDWIG
MICHAEL V. MESSINGER
LORI L. KERBER*
JUDITH U. KIM*

KEITH KIND*
TIMOTHY J. SHEA, JR.*
DONALD R. MCPHAIL
PATRICK E. GARRETT*
JEFFREY W. RENNECKER
BARBARA A. PARVIS
MICHAEL A. RAHMAN*
STEPHEN G. WHITESIDE*
NOEL B. WHITLEY*
RICK A. TOERING*
JEFFREY T. HELVEY*

DONALD J. FEATHERSTONE**
LAWRENCE B. BUGAISKY**
KAREN R. MARKOWICZ**
KIMBERLIN M. TOOHEY**

*BAR OTHER THAN D.C.
**REGISTERED PATENT AGENTS

WRITER'S DIRECT NUMBER:

INTERNET ADDRESS:

(202) 371-2630

abrown@skgf.com



November 19, 1997

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED
NOV 24 1997
GROUP 1800

Re: U.S. Utility Patent Application
Appl. No. 08/849,117; Filed: May 28, 1997; 102(e) date: July 1, 1997
For: **VECTORS FOR TISSUE-SPECIFIC REPLICATION**
Inventors: HALLENBECK *et al.*
Our Ref: 1136.0020002/JAG/ARB

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Information Disclosure Statement;
2. Form PTO-1449, including 67 cited references (AA1-AB1, AL1-AL2, AR1-AS20); and
3. Return post card.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Assistant Commissioner for Patents

November 19, 1997

Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this letter is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Anne Brown

Attorney for Applicants

Registration No. 36,463

Enclosures

ARB:ntb:daw

P:\USERS\TPITTMAN\1136\111297.CVR